

1 The Hon. Susan Illston
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7 UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
9 SAN FRANCISCO DIVISION

10 IMPLICIT NETWORKS INC.,

11 v. Plaintiff,

12 INTERNATIONAL BUSINESS MACHINES
13 CORPORATION, et al.,

14 Defendants.

15 CASE NO. 3:09-cv-1342 SI

16 STIPULATED ORDER OF PARTIAL
17 DISMISSAL

18 **STIPULATED ORDER OF PARTIAL DISMISSAL**

19 Pursuant to the provisions of Fed. R. Civ. P. 41, Plaintiff Implicit Networks Inc., by and
20 through its counsel of record, hereby dismisses with prejudice all claims and counterclaims
21 asserted by it against International Business Machines Corporation in *Implicit Networks Inc. v.*
22 *International Business Machines Corp., et. al.*, Case No. 3:09-cv-1342 SI. Also pursuant to the
23 provisions of Fed. R. Civ. P. 41, Defendant International Business Machines Corporation hereby
24 dismisses with prejudice all claims and counterclaims asserted by it against Implicit Networks
25 Inc. in the above referenced cause. Each side will bear its own fees and costs.

Dated: June 15, 2009

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Dated: June 15, 2009

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10 IMPLICIT NETWORKS INC.,

11 Plaintiff,

12 v.

13 INTERNATIONAL BUSINESS MACHINES
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15 Defendants.

16 Case No. 3:09-cv-1342 SI

17 [PROPOSED] ORDER OF PARTIAL
18 DISMISSAL

19 **[PROPOSED] ORDER OF PARTIAL DISMISSAL**

20 Plaintiff Implicit Networks, Inc. and Defendant International Business Machines
21 Corporation have filed a Stipulated Dismissal With Prejudice, dismissing with prejudice the
22 claims each party respectively has against the other and dismissing International Business
23 Machines Corporation from the above-referenced action.

24 IT IS SO ORDERED, International Business Machines Corporation is dismissed with
25 prejudice from the above styled matter. Each side will bear its own fees and costs.

26 SIGNED this ____ day of _____, 2009.

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3 THE HONORABLE SUSAN ILLSTON
4 UNITED STATES DISTRICT COURT JUDGE
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